

RECEIVED
CENTRAL FAX CENTER

SEP 01 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Lotspiech)	Art Unit: 2132
)	
Serial No.: 09/575,740)	Examiner: Lanier
)	
Filed: May 22, 2000)	AM9-98-028-US2
)	
For: COINCIDENCE-FREE MEDIA KEY BLOCK FOR)	September 1, 2004
CONTENT PROTECTION FOR RECORDABLE)	750 B STREET, Suite 3120
MEDIA)	San Diego, CA 92101
)	

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCECommissioner of Patents and Trademarks
Washington, DC 20231

Dear Sir:

The record as a whole makes the reasons for allowance clear, particularly in light of the fact that this application not only has gone through several Office Actions but also was appealed. Thus, a statement on reasons for allowance is unnecessary, 37 C.F.R. §104. The "Statement of Reasons for Allowance" thus might misleadingly summarize the record as a whole. For example, only parts of a single claim (Claim 2) have been mentioned in the Statement and those parts have been paraphrased in a way that Applicant is not prepared at this point to acquiesce in. No portions of any dependent claim have been mentioned, and independent claim 10 appears to have been ignored, as though it contains the same paraphrased limitations of Claim 2 set forth in the Statement. Accordingly, because the Statement focusses only on the limitations of Claim 2 does not mean that the reader of the present file history should assume that those limitations are thereby incorporated into other independent claims, which set forth the invention in different but no less patentable terms. Consequently, Applicant does not necessarily acquiesce in or agree with the Statement, and most assuredly does not acquiesce in the implication that all independent claims contain each and every limitation of Claim 2, although Applicant agrees that the claims are patentable.

BEST AVAILABLE COPY

1053-100.RFA

FROM

(WED) SEP 1 2004 9:28/ST. 9:27/No. 6833031129 P 2

CASE NO.: AM9-98-028-US2
Serial No.: 09/575,740
September 1, 2004
Page 2

PATENT
Filed: May 22, 2000

Respectfully submitted,



John L. Rogitz
Registration No. 33,549
Attorney of Record
750 B Street, Suite 3120
San Diego, CA 92101
Telephone: (619) 338-8075

JLR:jg

1053-100.RFA

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.